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17 Attorneys for Defendants

18 HAMAMATSU CORPORATION,

HAMAMATSU PHOTONICS K.K., and

19 PHOTONICS MANAGEMENT CORP.

20 **UNITED STATES DISTRICT COURT**

21 **NORTHERN DISTRICT OF CALIFORNIA**

22 SEMICAPS PTE LTD.,

23 Plaintiff,

24 vs.

25 HAMAMATSU CORPORATION, et al.,

26 Defendants.

CASE NO. 17-cv-03440-DMR

**STIPULATION TO EXTEND TIME  
TO RESPOND TO INITIAL  
COMPLAINT (L. Civ. R. 6-1(a))**

Judge: Honorable Donna M. Ryu

1 Plaintiff, SEMICAPS Pte Ltd. (“Plaintiff”) and Defendants Hamamatsu Corporation,  
2 Hamamatsu Photonics K.K., and Photonics Management Corp. (“Defendants”), by and through  
3 their respective counsel, hereby stipulate as follows:

4 WHEREAS Plaintiff filed the Complaint underlying this action on June 14, 2017;

5 WHEREAS on September 19, 2017, the Court issued an Order (Dkt. No. 28) staying this  
6 action pending *inter parties* review (“IPR”) of the sole asserted patent;

7 WHEREAS on March 18, 2019, the Patent Trial and Appeal Board (“PTAB”) issued its  
8 Final Written Decisions in the two IPRs (IPR2017-02112 and IPR2017-02110) that Defendants  
9 filed challenging the sole asserted patent in this case;

10 WHEREAS, in those Final Written Decisions the PTAB determined that Defendants had  
11 not shown that the challenged claims were unpatentable;

12 WHEREAS on April 1, 2019, the Parties jointly submitted the Second Case Management  
13 Statement (Dkt. No. 29) pursuant to the Court’s September 19, 2017 Order (Dkt. No. 28);

14 WHEREAS Defendants have been served but have not yet filed a response to the  
15 Complaint;

16 WHEREAS, by prior stipulation between the Parties, Defendants’ response to the  
17 Complaint is currently due on Friday, April 26, 2019;

18 WHEREAS Defendants retained new counsel, Quinn Emanuel Urquhart & Sullivan LLP,  
19 and requested that Plaintiff agree to extend them additional time to respond to the Complaint;

20 WHEREAS, pursuant to that request the Parties have agreed and stipulated to extend the  
21 deadline for Defendants’ response to the Complaint by four weeks to Friday, May 24, 2019;

22 WHEREAS, the extension to respond will not impact any other deadlines in this action,  
23 including the date of any event or any deadline already fixed by Court order;

24 IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel,  
25 that the deadline for Defendants to respond to the Complaint is extended four (4) weeks to and  
26 including Friday, May 24, 2019.

27 **IT IS SO STIPULATED:**  
28

1 Dated: April 19, 2019

MARTON RIBERA SCHUMANN & CHANG LLP

2 By: /s/ Ryan J. Marton

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9 Attorneys for Plaintiff  
10 SEMICAPS Pte Ltd.

11  
12 Dated: April 19, 2019

QUINN EMANUEL URQUHART & SULLIVAN,  
13 LLP

14 By: /s/ David Eiseman  
David Eiseman

15 Attorneys for Defendants  
16 HAMAMATSU CORPORATION,  
17 HAMAMATSU PHOTONICS K.K., and  
18 PHOTONICS MANAGEMENT CORP.  
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**SIGNATURE ATTESTATION**

Pursuant to Local Rule 5-1(i)(3), I, David Eiseman, the ECF user whose ID and password are being used to file this STIPULATION TO EXTEND TIME TO RESPOND TO INITIAL COMPLAINT, attest that the above-referenced signatories to this Stipulation have concurred in this filing.

Dated: April 19, 2019

/s/ David Eiseman

David Eiseman

1 PURSUANT TO THE STIPULATION, IT IS SO ORDERED

2 This \_\_\_\_\_ date of \_\_\_\_\_, 2019

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5 The Honorable Donna M. Ryu

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